

Event: Construction Stormwater Enforcement & Compliance: Working with Industry Partners to Achieve Results

Date: October 24, 2017

Duration: 10:00 am – 12:00 pm (EPA HQ)

Objective: The construction sector pulls nearly half of all permits issued by EPA's 402 program annually, more than industrial and municipal permits combined. Unfortunately, this administratively complex program is ill suited for an important economic group: single-family home builders. In this forum, National Association of Home Builders (NAHB) members from around the country will identify top enforcement issues generating uncertainty, redundancy, and increased costs in the field. Participants will discuss win-win opportunities to provide builders and developers with a clear path to compliance, reduce the occurrence of minor violations, and allow the agency to focus its resources on activities that cause real environmental harm.

Attendees: OECA and OW senior staff, program staff (5-10)
NAHB members from each EPA region (10)
NAHB staff (5)

Draft Agenda:

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| Welcome (Susan Bodine, EPA; Greg Ugalde, NAHB 2 nd Vice Chairman of the Board) | 5 minutes |
| Introductions | 10 minutes |
| Key Enforcement Issues (NAHB Members) | 40 minutes |
| Overly burdensome requirements for small sites | |
| Excessive fines for <i>de minimis</i> violations | |
| State vs Federal role in the enforcement process | |
| Confusion as to whether details of SWPPP plans are enforceable | |
| [BREAK] | |
| Summary of Challenges | 5 minutes |
| Potential Solutions | 40 minutes |
| Provide simplified permit option for small sites | |
| Revise EPA guidance (Expedited settlement offer/right-to-cure) | |
| Launch compliance assistance initiative via "Smart Sectors" program | |
| Issue memoranda clarifying "enforceability" of SWPPPs | |
| Summary and Next Steps | 10 minutes |